

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

JUDY DANA, deceased, by and thru her executor	)	
and next friend daughter REBECCA DANA,	)	
	)	
Plaintiff,	)	
v.	)	No.
	)	
PANERA BREAD COMPANY, PANERA	)	
BREAD, and PANERA, LLC	)	
	)	
Defendants.	)	

**EXHIBITS A THROUGH E  
TO DEFENDANT PANERA BREAD COMPANY’S  
NOTICE OF REMOVAL**

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## Entity Details

THIS IS NOT A STATEMENT OF GOOD STANDING

File Number: **2358973** Incorporation Date / **11/10/1993**  
Formation Date: (mm/dd/yyyy)

Entity Name: **PANERA, LLC**

Entity Kind: **LIMITED  
LIABILITY  
COMPANY  
(LLC)** Entity Type: **GENERAL**

Residency: **DOMESTIC** State: **DE**

REGISTERED AGENT INFORMATION

Name: **CORPORATION SERVICE COMPANY**

Address: **2711 CENTERVILLE RD STE 400**

City: **WILMINGTON** County: **NEW CASTLE**

State: **DE** Postal Code: **19808**

Phone: **(302)636-5401**

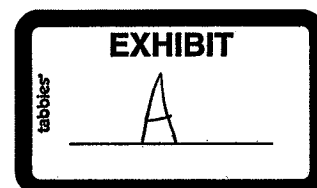
Additional Information is available for a fee. You can retrieve Status for a fee of \$10.00 or more detailed information including current franchise tax assessment, current filing history and more for a fee of \$20.00.

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JUDY DANA, deceased, by and thru her executor	)	
and next friend daughter REBECCA DANA,	)	
	)	
Plaintiff,	)	
v.	)	No.
	)	
PANERA BREAD COMPANY, PANERA	)	
BREAD, and PANERA, LLC	)	
	)	
Defendants.	)	

**AFFIDAVIT**

I, Julie Immer, being duly sworn on oath, do offer and state that if I am called upon to testify under oath, I could truly, competently and on personal knowledge, state as follows:

1. I am Corporate Counsel for PANERA, LLC.
2. PANERA, LLC is, and at the time of the alleged incident was, organized under the laws of the State of Delaware.
3. PANERA, LLC's principal place of business is, and at the time of the alleged incident was, in St. Louis, Missouri.
4. The sole member of PANERA, LLC is PANERA BREAD COMPANY, a Delaware corporation which has its principal place of business, currently and at the time of the alleged incident, in St. Louis, Missouri.
5. PANERA, LLC is the owner/operator of the bakery-café at issue in this lawsuit.
6. PANERA, LLC uses the trade name "Panera Bread." Panera Bread is not a separate entity and should not be a named defendant in this action.

**FURTHER AFFIANT SAYETH NOT.**

Subscribed and Sworn to  
before me this 9<sup>th</sup> day

of July, 20 13

*Amanda L. Riley* (seal)

*Julie Immer*  
Julie Immer

**AMANDA L. RILEY**  
Notary Public - Notary Seal  
State of Missouri  
St. Louis City  
My Commission Expires 2/15/2014  
Commission # 10839953

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## Entity Details

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File Number: 2162554 Incorporation Date 06/02/1988  
/ Formation Date: (mm/dd/yyyy)  
Entity Name: PANERA BREAD COMPANY.  
Entity Kind: CORPORATION Entity Type: GENERAL  
Residency: DOMESTIC State: DE

## REGISTERED AGENT INFORMATION

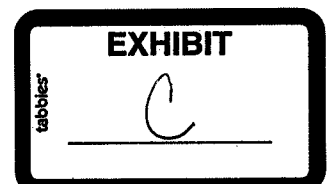
Name: CORPORATION SERVICE COMPANY  
Address: 2711 CENTERVILLE RD STE 400  
City: WILMINGTON County: NEW CASTLE  
State: DE Postal Code: 19808  
Phone: (302)636-5401

Additional Information is available for a fee. You can retrieve Status for a fee of \$10.00 or more detailed information including current franchise tax assessment, current filing history and more for a fee of \$20.00.

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STATE OF ILLINOIS )  
 )  
COUNTY OF COOK ) SS

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

JUDY DANA, deceased, by and thru )  
Her executor and next friend daughter )  
REBECCA DANA )

Plaintiff )

v. )

No. )

PANERA BREAD COMPANY, PANERA )  
BREAD, AND PANERA, LLC. )

Defendants )

13L005388

FILED-5  
2013 MAY 23 AM 9:53  
CLERK OF THE CIRCUIT COURT  
DISTRICT-5  
DOROTHY BROWN CLERK

COMPLAINT AT LAW

NOW COMES the Plaintiff, JUDY DANA, deceased, by and thru her executor and daughter next friend, REBECCA DANA (Hereinafter referred to as 'DANA') by and through their attorney, Michael J. Brennan and. complaining against the Defendant, PANERA BREAD COMPANY, PANERA BREAD AND PANERA, LLC, (Hereinafter referred to as "PANERA") states as follows:

1. That on May 24, 2011, and for sometime prior, the Defendants, PANERA BREAD COMPANY, PANERA LLC, both Illinois Corporations, and PANERA BREAD, the assumed name, owned and operated the Panera Bread Restaurant located at 15252 S. LaGrange Road, in the Village of Orland Park, Cook County, Illinois.

2. That on May 24, 2011, the Plaintiff, JUDY DANA, deceased was an invitee at the Panera Bread Restaurant located at 15252 S. LaGrange Road, in the Village of Orland Park, Cook County, Illinois. and who was lawfully on the premises.

3. That on May 24, 2011, the Plaintiff, JUDY DANA, deceased, lawfully entered the above mentioned Panera Bread Restaurant and while in the vestibule tripped over a "rolled up carpet" causing her to fall.

EXHIBIT

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4. It was the duty of the Defendant, through its agents and/or employees, to exercise ordinary care and caution in its management, maintenance and control of said premises.

5. That notwithstanding the previously stated duty, the Defendants, by and through its agents and/or employees, was guilty of one or more of the following careless acts and/or omissions:

- a. Owned, operated, managed, maintained and controlled the premises where Plaintiff fell and tripped over a carpet which was improper and negligently placed in the vestibule as a direct and proximate result thereof, the Plaintiff was injured;
- b. Carelessly and negligently permitted a dangerous condition to exist at the aforementioned premises, namely placing a carpet which was defective in the vestibule of the restaurant, so that as a direct and proximate result thereof, the Plaintiff was injured;
- c. Carelessly and negligently failed to warn the invitees, and in particular the invitees of the negligently placed carpet in the vestibule which posed a risk of injury to them;
- d. Carelessly and negligently failed to take any affirmative steps to insure the safety of invitees;
- e. Carelessly and negligently failed to maintain the carpet and area of the vestibule, causing an unsafe environment;
- f. Was otherwise careless and negligent.

6. That as a direct and proximate result of one or more of the Defendant's careless acts and/or omissions, the Plaintiff, JUDY DANA, deceased, was caused to fall to the ground causing injury.

7. That as a direct and proximate result of the fall, Plaintiff suffered injuries of a personal and pecuniary nature.

WHEREFORE, the Plaintiff, JUDY DANA, deceased, by and thru Her executor and next friend daughter REBECCA DANA requests that judgment be entered against the Defendants, PANERA BREAD COMPANY, PANERA BREAD, AND PANERA,LLC. in an amount in excess of One Hundred Thousand (\$100,000.00) Dollars.

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Michael J. Brennan, P.C.

Michael J. Brennan, P.C. #32908  
Attorney for Plaintiff  
16521 South 106<sup>th</sup> Court  
Orland Park, Illinois 60467  
(708) 460-9300



CORPORATION SERVICE COMPANY<sup>®</sup>

## Notice of Service of Process

Transmittal Number: 11260539  
Date Processed: 06/10/2013

Primary Contact: Linda K. Latham  
Panera, LLC  
3630 South Geyer Road  
Suite 100  
St. Louis, MO 63127

Copy of transmittal only provided to: Amanda Riley\*

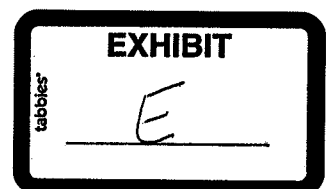
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Entity:	Panera, LLC Entity ID Number 2788006
Entity Served:	Panera LLC
Title of Action:	Judy Dana, by and thru Her executor and next friend daughter Rebecca Dana vs. Panera Bread Company
Document(s) Type:	Summons/Complaint
Nature of Action:	Personal Injury
Court/Agency:	Cook County Circuit Court, Illinois
Case/Reference No:	13L005388
Jurisdiction Served:	Illinois
Date Served on CSC:	06/10/2013
Answer or Appearance Due:	30 Days
Originally Served On:	CSC
How Served:	Personal Service
Sender Information:	Michael J. Brennan, P.C. 708-460-9300

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To avoid potential delay, please do not send your response to CSC  
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(2/28/11) CCG N001

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, \_\_\_\_\_ DIVISION

13L005388

No. \_\_\_\_\_

JUDY DANA, deceased, by and thru next friend REBECCA DANA, et. al.  
(Name all parties)

v.

PANERA BREAD CO., PANERA BREAD AND PANERA LLC

ILLINOIS CORPORATION SERVICE C  
801 ADLAI STEVENSON DRIVE  
SPRINGFIELD, IL 62703

☒ SUMMONS ☐ ALIAS SUMMONS

To each Defendant:

YOU ARE SUMMONED and required to file an answer to the complaint in this case, a copy of which is hereto attached, or otherwise file your appearance, and pay the required fee, in the Office of the Clerk of this Court at the following location:

- ☒ Richard J. Daley Center, 50 W. Washington, Room 801, Chicago, Illinois 60602
- |   |  |  |
|---|--|--|
| <input type="radio"/> District 2 - Skokie<br>5600 Old Orchard Rd.<br>Skokie, IL 60077       | <input type="radio"/> District 3 - Rolling Meadows<br>2121 Euclid<br>Rolling Meadows, IL 60008 | <input type="radio"/> District 4 - Maywood<br>1500 Maybrook Ave.<br>Maywood, IL 60153          |
| <input type="radio"/> District 5 - Bridgeview<br>10220 S. 76th Ave.<br>Bridgeview, IL 60455 | <input type="radio"/> District 6 - Markham<br>16501 S. Kedzie Pkwy.<br>Markham, IL 60428       | <input type="radio"/> Child Support<br>28 North Clark St., Room 200<br>Chicago, Illinois 60602 |

You must file within 30 days after service of this Summons, not counting the day of service.

IF YOU FAIL TO DO SO, A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE RELIEF REQUESTED IN THE COMPLAINT.

To the officer:

This Summons must be returned by the officer or other person to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this Summons shall be returned so endorsed. This Summons may not be served later than 30 days after its date.

Atty. No.: 32908

Name: MICHAEL BRENNAN

Atty. for: PLAINTIFF

Address: 16521 S. 106TH COURT

City/State/Zip: ORLAND PARK, IL 60467

Telephone: 708-460-9300

WITNESS, \_\_\_\_\_

**DOROTHY BROWN MAY 23 2013**  
Clerk of Court

Date of service: \_\_\_\_\_  
(To be inserted by officer on copy left with defendant or other person)

Service by Facsimile Transmission will be accepted at: \_\_\_\_\_

(Area Code) (Facsimile Telephone Number)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS